The Mysore Gazette.

Vol. 48.] **PUBLISHED BY AUTHORITY.** [No. 36.

BANGALORE, THURSDAY, SEPTEMBER 4, 1913.

PART II.

JUDICIAL DEPARTMENT.

IN THE CHIEF COURT OF MYSORE AT BANGALORE.

CIVIL SIDE.

Addendum dated the 25th August 1913 to Rule of Practice No. 153, dated 28th January 1913.

The Chief Court directs that the following sentence be added to para 12 of the said Rule of Practice :—

" Should the applicant fail to produce the required number of copying sheets within one month from the date of call, the Judge shall pass an order rejecting the application."

CRIMINAL SIDE.

Addendum dated the 25th August 1913 to Rule of Practice No. 85, dated 27th March 1913.

The Chief Court directs that the following sentence be added to para 3 of the said Rule of Practice :—

" Should the applicant fail to produce the required number of copying sheets within one month from the date of call, the Magistrate shall pass an order rejecting the application."

IN THE CHIEF COURT OF MYSORE.

Bangalore, dated the 28th August 1913.

The following draft of rules for regulating the practice of the Chief Court, which it is proposed to make in exercise of the powers conferred by Section 122 of the Code of Civil Procedure, 1911, is published as required by the said section for the information of all

persons likely to be affected thereby, and notice is hereby given that the said draft rules will be taken into consideration by the Chief Court on or after the 29th September 1913.

Any objection or suggestion which may be received from any person with respect to the draft rules before the date aforesaid will be considered by the Chief Court.

Draft Rules.

In addition to, and not by way of derogation of, all other powers conferred by other rules, the Registrar shall have the following duties and powers :—

1. To require any memorandum of appeal, petition, application, or other proceeding presented to the Court or to the Registrar, to be amended in accordance with the procedure or practice of the Court. Provided that the Registrar shall, when so required refer the matter to the Court.

2. To admit an appeal from the decree or order of a Civil Court and to determine whether notice shall at once issue to the respondent, or the appeal be posted for hearing under Order XLI, Rule 11 of the Code of Civil Procedure, subject to the following directions :—

(*a*) Every first appeal, and every second appeal setting out one of the grounds specified in Section 100, Civil Procedure Code, shall be admitted if it was presented within the time limited by law, and the proper Court fee has been furnished ;

(*b*) Every appeal so admitted, which alleges an apparently good or arguable ground shall be set down for hearing after notice, and notices shall at once be ordered by the Registrar to issue ;

(*c*) When an original or second appeal has been admitted, and in the opinion of the Registrar there is no such ground alleged in the appeal memorandum as would justify his ordering notice to issue, he shall direct such appeal to be posted for hearing under Order XLI Rule 11, of the Civil Procedure Code ;

(*d*) The Registrar may in his discretion direct that a motion for the admission of any particular appeal be made before the Admission Judge.

3. To call for copies of judgment and decree or order of the Court of first instance before admitting a second appeal.

4. To determine whether service of any notice or other process has been duly proved.

5. To require any person or party to file evidence to be given upon affidavit with respect to any application or matter in respect of which he has power to exercise any discretion or to make any order.

6. To make an order appointing or discharging a next friend or guardian *ad litem* to a minor, and for the amendment of the record accordingly.

7. To order the entry on record of the name of the representative of a deceased party.

Provided that in cases coming under clauses (6) and (7) contested applications and applications presented out of time shall be posted before a Judge for disposal.

V. A. RAJARATNA MUDALIAR,
Registrar.

MYSORE DISTRICT.

NOTICE.

Notice is hereby given under Section 523 of the Criminal Procedure Code that the marginally noted properties produced by the City Police, Mysore, with property Forms Nos. 1 and 2, dated 1st August 1913, and said to belong to one Nagarathana Sani of Lashkar Mohalla, whose body was found in a pond in the Doddakere, will be at the disposal of Government, if no claimant appears before this Court and establishes his claim thereto within six months from this date.

Property form No.	Description of the properties	Estimated value Rs. a. p.
1. Dated 1st August 1913.	(1) One pair of brass bangles	... 0 2 0
2. Do do	(2) Two small brass cups	... 0 2 0
	(3) One old red blanket	... 0 2 0

S. VENKATARANGAM,
City Magistrate.